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PTO/SB/84 (09-08)
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PETITION FOR REVIVAL OF AN APPLIC ABANDONED UNINTENTIONALLY UNI	· · · · · · · · · · · · · · · · · · ·	5630/07 / 519-037-USP
First named inventor: Derek Mitsumon	Art Unit: 2616	
Application Number: 10/629,521	Examiner: Chandrahas B. P.	atel
Filed: 29 July 2003		
Title: SYSTEM AND METHOD FOR MONITORING COMM	IUNICATIONS IN A NETWORK	
Attention: Office of Petitions Mall Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	e e e e e e e e e e e e e e e e e e e	
NOTE: If information or assistance is neede Petitions Information at (571)272-3282.	d in completing this form, please conta	ct .
The above-identified application became abandoned for frequent and Trademark Office. The date of abandonment is Office notice or action plus any extensions of time actually APPLICANT HEREBY PETITIONS FOR NOTE: A grantable petition requires the frequency of the petition fee; (2) Reply to Office Action dated 04 M (Not Required) Terminal disclaims filed before June 8, 1995, and for Statement that the entire delay was	s the day after the expiration date of to obtained. REVIVAL OF THIS APPLICATION. oflowing items: lay 2007 with extension fee er with disclaimer fee-required for all ut all design applications; and	ne period set for reply in the
1. Petition fee to revive ☐ Small entity - fee \$ (37 CFR 1.17(I)). / See 37 CFR 1.27. ☐ Other than small entity - fee \$ 1.540 (37 CFR	Applicant claims small entity status.	· .
2. Reply and/or fee	·	·
. A. The following three replies:		
Petition to Revive Unintentionally Abandoned App	, , , , , , , , , , , , , , , , ,	•
Amendment and Response to Non-Final Office Ac	tion dated 04 May 2007 and IDS (iden	lify the type of reply)
Petition fee has been noted in above (1. Petit "Unintentionally Abandoned" statement in page		
B. Other than Small entity fee for response within the has been paid previously on is enclosed herewith.	nird Month \$1050.00	

[Page 1 of 3]

This collection of information is required by 37 CFR 1.137(a). The Information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the complete displication form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Adjustment date: 06/05/2008 CKHLOK 02/20/2008 PCHOMP 00000065 503199 02 FC:1253 1050.00 CR

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1340.00 DA

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	UNINTENTIONAL	E. CADEN OF CONTROL OF
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🔯 Şince	this utility/plant application was filed on or after	June 8, 1995, no terminal disclaimer is required.
☐ A tem entit	ninal disclaimer (and disclaimer fee (37 CFR 1.2 y) disclaiming the required period time of time is	(0(d)) of \$ for a small entity or \$ for other than'a small senciosed herewith (see PTO/SB/63).
⊠ For f fees, an	ees authorized to be paid hereinabove, the Con d credit of any overpayments to Deposit Accour	nmissioner is hereby authorized to charge the fees, any deficiency of $1000\mathrm{Mpc}$
contribute numbers (by the US to the US submitting after publication public if the	applicant is cautioned to avoid submitting pers to identify theft. Personal information such a other than a check or credit card authorization PTO to support a petition or an application. If the SPTO, petitioners/applicants should consider them to the USPTO. Petitioner/applicant is adication of the application (unless a non-public n) or issuance of a patent. Furthermore, the reapplication is referenced in a published application forms PTO-2038 submitted for payment put.	warning: conal information in documents filed in a patent application that may as social security numbers, bank account numbers, or credit card form PTC-2038 submitted for payment purposes) is never required this type of personal information is included in documents submitted redacting such personal information from the documents before vised that the record of a patent application is available to the public ation request in compliance with 37 CFR 1.213(a) is made in the second from an abandoned application may also be available to the cation or an issued patent (see 37 CFR 1.14). Checks and credit and triposes are not retained in the application file and therefore are not
,	/Damon A. Rieth/	15 February 2008
	Signature	Date
Damo	n A. Rieth	52,167
	Typed or printed name	Registration Number, if applicable
Hensle	y Kim & Holzer	720-377-0770
	Address	Telephone Number
1660 1	incoin Street, Sulite 3000, Denver, CO 80264	·
dosures;		ionally Abandoned Application fee = \$1540.00 77 with 3-month Petition for Extension and Extension fee \$1050.00 20.00
	Terminal Disclaimer Form (Not Applicab	le)
	C TOTALIS DISCISION TOTAL (TOTAL PRICED	
	Page 3 herein containing statements esta	blishing unIntentional delay
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	Page 3 herein containing statements esta Information Disclosure Statement with ID	
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	Page 3 herein containing statements estated information Disclosure Statement with 1D CERTIFICATE OF MAILING certify that this correspondence is being: deposited with the United States Postal Service an envelope addressed to Mail Stop Petition, 1450. Trademark Office.	OR TRANSMISSION (37 CFR 1.8(a)) on the date shown below with sufficient postage as first class mall in Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-71) 273-8300 on the date shown below to the United States Patent
	Page 3 herein containing statements estated information Disclosure Statement with ID CERTIFICATE OF MAILING certify that this correspondence is being: deposited with the United States Postal Service an envelope addressed to Mail Stop Petition, 1450. transmitted by FACSIMILE TRANSMISSION (5 Trademark Office. 19 February 2008	S Fee Payment \$180.00, European Search Report and IDS Certifical G OR TRANSMISSION (37 CFR 1.8(a)) on the date shown below with sufficient postage as first class mall in Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313- 71) 273-8300 on the date shown below to the United States Patent /Sara B. McPeak/

[Page 2 of 3]

FEB 19 2008

PTO/SB/84 (09-06)
Approved for use through 03/31/2007. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Registration Number, if applicable

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NOTE: The following showing of the cause of unintentional delay must be signed by all applicants and by any other party who is presenting statements concerning the cause of delay.

UNINTENTIONALLY UNDER 37 CFR 1.137(b)

/Damon A. Rieth/ 19 February 2008

Signature Date

Damon A. Rieth 52,167

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply)

STATEMENT UNDER 37 CFR 1.137(b)(3)

Typed or printed name

Pursuant to 37 CFR 1.137 (b) (3), the entire delay in filing a reply to the Non-Final Office Action mailed May 4, 2007 was unintentional.

The Non-Final Office Action was sent to Thelen, Reid, Brown, Raysman & Steiner LLP (Thelen) which had the Power of Attorney on 04 May 2007. Thelen did not forward the Notice of Allowance to the Applicant (Level 3 Communications) or the undersigned until 17 December 2007. As such, the Undersigned and the Applicant did not receive the Non-Final Office Action until 1½ months after the Final Response deadline for the Non-Final Office Action. The Undersigned and the Applicant have diligently worked to obtain assignments from the inventors in order to change the Power of Attorney and correspondence address.

Dated: 2.19.08 Signed /Damon A. Rieth/

Damon A. Rieth Hensley Kim & Holzer 1660 Lincoln Street, Suite 3000 Denver, CO 80264

Phone: 720-377-0770

(Please attach additional sheets if additional space is needed.)

[Page 3 of 3]

PTO/SB/80 (01-06)
Approvided (আত্তর bhough ২৪/১৮৫৪ তেনেত তেনেত ৩১১-৩০১১
U.S. Palant and Trademark Office) U.S. DEPARTMENT OF COMMERCE
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POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(b).				
I hereby appoint.				
Practitioners associated with the Customer Number:	69693			•
OR	L			
Practitioner(s) named below (if more than ten patent	practitioners are to be	e named, then a custom	er number must be u	186Q):
` Name	Registration Number	Nam	8	Registration Number
				
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as attornay(s) or agent(s) to represent the undersigned befor any and all patent applications assigned only to the undersign attached to this form in accordance with 37 CFR 3.73(b).	ore the United States gned according to the	Patent and Trademark (USPTO assignment re	Office (USPTO) in co cords or assignment	nnection with documents
Please change the coπeapondance address for the applicat	ion identified in the a	tached statement under	r 37 CFR 3.73(b) to:	
$\frac{ \mathcal{L} }{OR}$. The address associated with Customer Number.	69693			
Firm or Individual Name				
Address	Maria de Carrer de Carrer de Paris		MATERIAL SECTION	*** ********
City	State		Žip .	
Country				
Telephone			·	
Totephiote		Email:		
Assignee Name and Address:				
Level 3 Communications, LLC				
1025 Eldorado Boulevard			•	
Broomfield, Colorado 80021	•			
A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be				
I med in each application in which this form is used. The statement under 37 CER 3 73/b) may be completed by an all				
the practitioners appointed in this form if the appointed fractitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.				
SIGNATORE of Assigned of Record				
The individual whose signature and title is supplied below is authorized to act on behalf of the assignee				
Signature / / / /	*	Da	ate Jay Ding	9 2002
Name Robert M. Yates		Te	lephone UN	817242
Title Senior Vice President				

This collection of information is required by 37 CFR 1.31, 1.37 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will very depending upon the individual case: Any comments on the amount of time you require to complete this form and/ar suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Department of Commerce. P.O. Box 1460, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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age 1 of 2

519-037-USP
PTO/SB/68 (09-06)
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STATEMENT UNDER 37 CFR 3.73(b)				
Applicant/Patent Owner: Derek Mitsumorl and Michael Baj				
Application	in No./Patent No.: 10/629,521	Filed/Issue Date: 29 July 2003		
Entitled: \$	SYSTEM AND METHOD FOR GENE	RATING REPORTS IN A NETWORK		
Level 3 Co	ommunications, LLC	, a limited liability company of Delaware		
	(Name of Assignae)	(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)		
states that	it it is:			
1. 🛛	the assignee of the entire right, title	e, and interest; or		
2.	an assignee of less than the entire	e right, title, and interest		
	The extent (by percentage) of It			
in the pate	ent application/patent identified above	by virtue of elther.		
abo	assignment from the inventor ove. The assignment was recorded in time	to of the patent application/patent identified the United States Patent and Trademark Office at Reel,		
B. 🛛 A c		e patent application/patent identified above, to the current assignee as		
1.	From Michael Baj	To: Lavel 3 Communications, LLC		
	· · · · · · · · · · · · · · · · · · ·	United States Patent and Trademark Office on 2 February 2008 at		
2	From: Derek Mitsumon	To: Level 3 Communications, LLC		
4-		United States Patent and Trademark Office at		
	Reel Frame 2008_	, or for which a copy thereof is attached dated 21. January		
Division USPTO	on in accordance with 37 CFR Part 3, O. <u>See MPEP 302.08</u>] (Agreements a	attached. of the original document(s)) must be submitted to Assignment If the assignment is to be recorded in the records of the are being recorded concurrently with this Statement). of its authorized to act on behalf of the assignee.		
,,,,,		•		
	/Damon A. Rieth/ Signature	19 February 2008 Date		
	Damon A. Rieth			
	Printed or Typed Name	720-377-0770 Telephone Number		
	Attorney for Assignee			
	Title			
by the USP1 12 minutes t the individua sent to the 0	TO to process) an application. Confidentiality is to complete, including gathering, preparing, as all case. Any comments on the amount of time Chief Information Officer, U.S. Patent and Trace END FEES OR COMPLETED FORMS TO TIO.	(b). The Information is required to obtain or retain a benefit by the public which is to file (and is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take and submitting the completed application form to the USPTO. Time will vary depending upon be you require to complete this form and/or suggestions for reducing this burden, should betwark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 2213-1450, HIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1480, Alexandria, VA completing the form. Cell 1-800-PTO-9199 and select option 2.		

UNITED STATES PATENT & TRADEMARK OFFICE Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND					
1 Date of Request: 05/24/08 2 Serial/Patent # 10/629,521					
3 Ple	ease refund the following fee(s):		PER MBER	5 DATE FILED	6 AMOUNT
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